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Attorney Docket No.

TECH CENTER 1600/2900

## COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought of the invention entitled:

## METHOD OF PROVIDING AN ESSENTIAL OIL EXTRACT OF CAPSICUM, AND THE EXTRACT

the specification of which

  X   is attached hereto;

           was filed on                                  as Application Ser. No.                                  as International Application Ser. No.                                  and was amended on                                 .

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information known by me to be material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

Priority  
Claimed:

(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
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I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

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(Application Number)	(Filing Date)	TECH CENTER 1600/2900
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I hereby appoint attorney Robert W. Becker, Reg. No. 26,255, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Address all telephone calls to (505) 286-3511. Address all correspondence to ROBERT W. BECKER & ASSOCIATES, 11896 N. Highway 14, Suite B, Tijeras, New Mexico 87059.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Lorenzo Torres

Inventor's signature *Lorenzo Torres*  
Residence: P.O. Box 291, Magdalena, New Mexico 87825, USA  
Citizenship: US  
Post Office Address: Same as above

Date: June 19, 2001



UNITED STATES DEPARTMENT OF COMMERCE  
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SEPTEMBER 06, 2001

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ROBERT W. BECKER & ASSOCIATES  
ROBERT W. BECKER  
11896 N. HIGHWAY 14  
SUITE B  
TIJERAS, NM 87059



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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

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RECORDATION DATE: 06/19/2001

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NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
TORRES, LORENZO

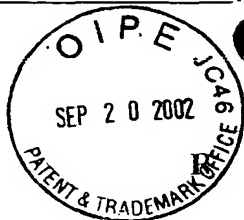
DOC DATE: 06/19/2001

ASSIGNEE:  
NEW MEXICO TECH RESEARCH  
FOUNDATION  
P.O. BOX 677  
SOCORRO, NEW MEXICO 87801

SERIAL NUMBER: 09885563  
PATENT NUMBER:

FILING DATE: 06/19/2001  
ISSUE DATE:

KIMBERLY WHITE, EXAMINER  
ASSIGNMENT DIVISION  
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07-02-2001



101765426

U.S. Department of  
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PATENT

HEET

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Name (line 1) Lorenzo Torres

Name (line 2)

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Address (line 1) P.O. Box 677

Address (line 2)

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New Mexico/USA  
State/Country

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Date of Deposit June 19, 2001

I hereby certify that this paper or file is being deposited with the United States Postal Service "Express Mail Post Office to Address" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

*Evelyn L. Stump*  
Evelyn L. Stump, Secretary

## Correspondent Name and Address

Area Code and Telephone Number (505) 286-3511

Name Robert W. BeckerAddress (line 1) ROBERT W. BECKER & ASSOCIATESAddress (line 2) 11896 N. Highway 14Address (line 3) Suite BAddress (line 4) Tijeras, NM 87059

## Pages

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Enter PCT application number  
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*To the best of my knowledge and belief, the foregoing information is true and correct and any  
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indicated herein.*Evelyn L. Stump

Name of Person Signing

Evelyn L. Stump  
SignatureJune 19, 2001

Date

## ASSIGNMENT

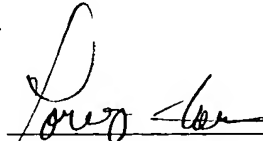
WHEREAS, I, Lorenzo Torres, P.O. Box 291, Magdalena, New Mexico 87825, USA, have invented an improvement in METHOD OF PROVIDING AN ESSENTIAL OIL EXTRACT OF CAPSICUM, AND THE EXTRACT for which an application for Letters Patent of the United States [X] is being made herewith;

[ ] was filed on \_\_\_\_\_ under Serial No. \_\_\_\_\_.

AND WHEREAS, New Mexico Tech Research Foundation of Socorro, New Mexico 87801 is desirous of acquiring an interest in the same;

NOW, THEREFORE, in consideration of the foregoing and for other good and valuable consideration, the receipt of which is hereby acknowledged, I, Lorenzo Torres, hereby assign to the said New Mexico Tech Research Foundation, its assigns and legal representatives, all the right, title and interest in and to said invention for the United States and its territories, and in and to said Letters Patent, continuations, divisions, reissues and extensions thereof in the United States, and hereby request that said Letters Patent issue accordingly. For said considerations, I, Lorenzo Torres, agree to execute all papers that may be necessary to file applications in the United States for said invention and to assign the same to said New Mexico Tech Research Foundation, or any assignee acquiring title to said invention, and to execute any other papers that may be needed in connection with filing said applications and securing patents thereon.

In Testimony whereof, this assignment is being executed this 19<sup>TH</sup> day of JUNE 2001.

  
\_\_\_\_\_  
Lorenzo Torres